

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Alexandria DIVISION

In re: M&T HOME BUILDERS, LLC

§ Case No. 19-13713-BFK
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§

Debtor(s)

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

Janet M. Meiburger, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: <u>\$5,945.00</u> <i>(without deducting any secured claims)</i>	Assets Exempt: <u>\$0.00</u>
Total Distributions to Claimants: <u>\$7,303.13</u>	Claims Discharged Without Payment: <u>\$964,014.23</u>
Total Expenses of Administration: <u>\$4,711.43</u>	

3) Total gross receipts of \$12,014.56 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$12,014.56 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$0.00	\$0.00	\$0.00	\$0.00
PRIORITY CLAIMS:				
CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	\$0.00	\$4,711.43	\$4,711.43	\$4,711.43
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	\$0.00	\$0.00	\$0.00	\$0.00
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	\$0.00	\$0.00	\$0.00	\$0.00
GENERAL UNSECURED CLAIMS (from Exhibit 7)	\$788,299.62	\$626,407.00	\$183,017.74	\$7,303.13
TOTAL DISBURSEMENTS	\$788,299.62	\$631,118.43	\$187,729.17	\$12,014.56

4) This case was originally filed under chapter 7 on 11/11/2019. The case was pending for 22 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 09/10/2021

By: /s/ Janet M. Meiburger
Trustee

STATEMENT This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	\$ AMOUNT RECEIVED
A/R Over 90 days old. Face amount = \$140,063.91.	1129-000	\$1,000.00
M&T Preference Claim against Eric Heyer and Rosa Galvez	1241-000	\$11,014.56
TOTAL GROSS RECEIPTS		\$12,014.56

¹The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
	None		

EXHIBIT 3 - SECURED CLAIMS

Claim NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
			None			

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Trustee, Fees - Janet M. Meiburger	2100-000	NA	\$1,951.46	\$1,951.46	\$1,951.46
Trustee, Expenses - Janet M. Meiburger	2200-000	NA	\$82.12	\$82.12	\$82.12
Attorney for Trustee Fees - The Meiburger Law Firm, P.C.	3110-000	NA	\$2,612.50	\$2,612.50	\$2,612.50
Bond Payments - BOND	2300-000	NA	\$1.02	\$1.02	\$1.02
Banking and Technology Service Fee - Mechanics Bank	2600-000	NA	\$40.00	\$40.00	\$40.00
Banking and Technology Service Fee - Metropolitan Commercial Bank	2600-000	NA	\$24.33	\$24.33	\$24.33
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		NA	\$4,711.43	\$4,711.43	\$4,711.43

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
		None			

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
			None			

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
1	FC Marketplace, LLC	7100-000	\$0.00	\$31,872.15	\$31,872.15	\$0.00
2	Erik Bates	7100-000	\$0.00	\$100,000.00	\$47,514.28	\$3,589.04
3	Eric N. Heyer	7100-000	\$0.00	\$390,903.54	\$0.00	\$0.00
4	William B. Morrison, III	7100-000	\$0.00	\$49,169.79	\$49,169.79	\$3,714.09
5	On Deck Capital, Inc.	7200-000	\$0.00	\$54,461.52	\$54,461.52	\$0.00
N/F	Bank of America	7100-000	\$78,903.51	NA	NA	NA
N/F	Bank of Hawaii	7100-000	\$38,617.33	NA	NA	NA
N/F	Chase Bank	7100-000	\$38,978.45	NA	NA	NA
N/F	Citi Bank	7100-000	\$5,789.74	NA	NA	NA
N/F	Citi Bank	7100-000	\$9,156.34	NA	NA	NA
N/F	Citi Bank	7100-000	\$29,207.36	NA	NA	NA
N/F	Citi Bank	7100-000	\$33,300.19	NA	NA	NA
N/F	Discover	7100-000	\$8,951.56	NA	NA	NA
N/F	Eric N. Heyer	7100-000	\$376,399.19	NA	NA	NA
N/F	Erie Insurance Exchange	7100-000	\$16,994.00	NA	NA	NA
N/F	Funding Circle USA, Inc.	7100-000	\$31,428.42	NA	NA	NA
N/F	On Deck Capital, Inc.	7100-000	\$54,461.52	NA	NA	NA
N/F	TW Perry	7100-000	\$50,000.00	NA	NA	NA

N/F	USAA Savings Bank	7100-000	\$8,277.01	NA	NA	NA
N/F	William Brem Morrison, III	7100-000	\$7,835.00	NA	NA	NA
TOTAL GENERAL UNSECURED CLAIMS			\$788,299.62	\$626,407.00	\$183,017.74	\$7,303.13

Form 1

**Individual Estate Property Record and Report
Asset Cases**

Exhibit 8
Page: 1

Case No.: 19-13713-BFK

Case Name: M&T HOME BUILDERS, LLC

For Period Ending: 09/10/2021

Trustee Name: (660410) Janet M. Meiburger

Date Filed (f) or Converted (c): 11/11/2019 (f)

§ 341(a) Meeting Date: 12/19/2019

Claims Bar Date: 03/23/2020

1 Ref. #	2 Asset Description (Scheduled And Unscheduled (u) Property)	3 Petition/ Unscheduled Values	4 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	5 Property Formally Abandoned OA=§554(a) abandon.	6 Sale/Funds Received by the Estate	7 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Checking Account at Bank of America (overdrawn d Imported from original petition Doc# 1	0.00	0.00		0.00	FA
2	Derivative action against William Brem Morrison, Imported from original petition Doc# 1	Unknown	0.00		0.00	FA
3	A/R 90 days old or less. Face amount = \$4,000.00 Imported from original petition Doc# 1	4,000.00	0.00		0.00	FA
4	A/R Over 90 days old. Face amount = \$140,063.91. Imported from original petition Doc# 1	140,063.91	1,000.00		1,000.00	FA
5	Table & six chairs (\$100), and desk (\$40). Imported from original petition Doc# 1	140.00	0.00		0.00	FA
6	Laptop computer (\$300), desktop printer (\$50), e Imported from original petition Doc# 1	570.00	0.00		0.00	FA
7	Miscellaneous hand tools (\$200), 35' extension l Imported from original petition Doc# 1	1,235.00	0.00		0.00	FA
8	M&T Preference Claim against Eric Heyer and Rosa Galvez (u)	11,014.56	11,014.56		11,014.56	FA
8	Assets Totals (Excluding unknown values)	\$157,023.47	\$12,014.56		\$12,014.56	\$0.00

Major Activities Affecting Case Closing:

07/19/21 – The TFR was approved by the Court on May 26, 2021. This case is ready for a TDR.
07/28/2020 - The Trustee is resolving a claim issue and negotiating a resolution of a preference claim.

Initial Projected Date Of Final Report (TFR): 01/31/2022

Current Projected Date Of Final Report (TFR): 04/09/2021 (Actual)

Form 2

Exhibit 9

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Cash Receipts And Disbursements Record

Case No.: 19-13713-BFK **Trustee Name:** Janet M. Meiburger (660410)
Case Name: M&T HOME BUILDERS, LLC **Bank Name:** Mechanics Bank
Taxpayer ID #: **-**0215 **Account #:** *****2266 Checking Account
For Period Ending: 09/10/2021 **Blanket Bond (per case limit):** \$3,000,000.00
Separate Bond (if applicable): N/A

1	2	3	4	5	6	7	
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance
05/26/20	{4}	Commonwealth of Virginia	Refund of bond posted by Debtor for the property located at 6413 7th Street	1129-000	1,000.00		1,000.00
06/30/20		Mechanics Bank	Bank and Technology Services Fee	2600-000		5.00	995.00
07/31/20		Mechanics Bank	Bank and Technology Services Fee	2600-000		5.00	990.00
08/31/20		Mechanics Bank	Bank and Technology Services Fee	2600-000		5.00	985.00
09/30/20		Mechanics Bank	Bank and Technology Services Fee	2600-000		5.00	980.00
10/30/20		Mechanics Bank	Bank and Technology Services Fee	2600-000		5.00	975.00
11/30/20		Mechanics Bank	Bank and Technology Services Fee	2600-000		5.00	970.00
12/31/20		Mechanics Bank	Bank and Technology Services Fees	2600-000		5.00	965.00
01/29/21		Mechanics Bank	Bank and Technology Services Fees	2600-000		5.00	960.00
02/23/21		Transfer Debit to Metropolitan Commercial Bank acct XXXXXX7950	Transition Debit to Metropolitan Commercial Bank acct XXXXXX7950	9999-000		960.00	0.00

COLUMN TOTALS	1,000.00	1,000.00	\$0.00
Less: Bank Transfers/CDs	0.00	960.00	
Subtotal	1,000.00	40.00	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$1,000.00	\$40.00	

Form 2

Exhibit 9

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Cash Receipts And Disbursements Record

Case No.: 19-13713-BFK **Trustee Name:** Janet M. Meiburger (660410)
Case Name: M&T HOME BUILDERS, LLC **Bank Name:** Metropolitan Commercial Bank
Taxpayer ID #: **-***0215 **Account #:** *****7950 Checking Account
For Period Ending: 09/10/2021 **Blanket Bond (per case limit):** \$3,000,000.00
Separate Bond (if applicable): N/A

1	2	3	4	5	6	7	
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance
02/23/21		Transfer Credit from Mechanics Bank acct XXXXXX2266	Transition Credit from Mechanics Bank acct XXXXXX2266	9999-000	960.00		960.00
02/26/21		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		5.00	955.00
03/01/21	{8}	Rosa Isela Pozos Galves	Settlement of Preference Claim Against Eric Heyer and Rosa Galvez Per Court Order (Docket No. 32)	1241-000	11,014.56		11,969.56
03/02/21	1000	INSURANCE PARTNERS	Bond Premium Payment on Ledger Balance as of 2/24/2021	2300-000		1.02	11,968.54
03/31/21		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		19.33	11,949.21
05/26/21	1001	Janet M. Meiburger	Dividend paid at 100.00% of \$1,951.46; Claim # FEE; Filed: \$1,951.46	2100-000		1,951.46	9,997.75
05/26/21	1002	Janet M. Meiburger	Dividend paid at 100.00% of \$82.12; Claim # TE; Filed: \$82.12	2200-000		82.12	9,915.63
05/26/21	1003	The Meiburger Law Firm, P.C.	Dividend paid at 100.00% of \$2,612.50; Claim # ; Filed: \$2,612.50	3110-000		2,612.50	7,303.13
05/26/21	1004	Erik Bates	Dividend paid at 7.55% of \$47,514.28; Claim # 2; Filed: \$100,000.00	7100-000		3,589.04	3,714.09
05/26/21	1005	William B. Morrison, III	Dividend paid at 7.55% of \$49,169.79; Claim # 4; Filed: \$49,169.79	7100-000		3,714.09	0.00

COLUMN TOTALS	11,974.56	11,974.56	\$0.00
Less: Bank Transfers/CDs	960.00	0.00	
Subtotal	11,014.56	11,974.56	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$11,014.56	\$11,974.56	

Form 2

Exhibit 9
Page: 3

Cash Receipts And Disbursements Record

Case No.: 19-13713-BFK

Trustee Name: Janet M. Meiburger (660410)

Case Name: M&T HOME BUILDERS, LLC

Bank Name: Metropolitan Commercial Bank

Taxpayer ID #: **-***0215

Account #: *****7950 Checking Account

For Period Ending: 09/10/2021

Blanket Bond (per case limit): \$3,000,000.00

Separate Bond (if applicable): N/A

Net Receipts:	\$12,014.56
Plus Gross Adjustments:	\$0.00
Less Payments to Debtor:	\$0.00
Less Other Noncompensable Items:	\$0.00
Net Estate:	\$12,014.56

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
*****2266 Checking Account	\$1,000.00	\$40.00	\$0.00
*****7950 Checking Account	\$11,014.56	\$11,974.56	\$0.00
	\$12,014.56	\$12,014.56	\$0.00